

JOHNSON

Fax:7325245575

Jun 3 2004 1:02

P. 01

**OFFICIAL**  
**RECEIVED**  
**CENTRAL FAX CENTER**

JUN 03 2004

JOHNSON & JOHNSON  
CORPORATE HEADQUARTERS  
PATENT LAW DEPARTMENT  
ONE JOHNSON & JOHNSON PLAZA  
NEW BRUNSWICK, NEW JERSEY 08933-7003

**FACSIMILE TRANSMISSIONS COVERSHEET**

DATE: June 3, 2004

ATTENTION: P. Philogene

COMPANY: PTO

FACSIMILE NO.: 703-872-9302

FROM: Brian S. Tomko

TELEPHONE NO.: (732) 524-1239

FACIMILE NO.: (732)-524-5575

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 10

COMMENTS: **Re: 09/492,558**  
**Our Ref.: HRT0233**

**Attached are an Amendment and Petition for Extension of Time.**

**CONFIDENTIALITY NOTICE**

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE SOLELY TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED.

Docket No. HRT0233

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : James R. Gannoe, et al.  
Serial No. : 09/492,558 Art Unit : 3732  
Filed : January 27, 2000 Examiner : P. Philogene  
Title : APPARATUS AND METHOD FOR CARDIAC SURGERY

I hereby certify that this correspondence is being faxed to the  
United States Patent & Trademark Office at (703) 872-9306 on June 3, 2004

  
Brian S. Tomko

(Name of applicant, assignee, or Registered Representative)

Honorable Commissioner of Patents  
Alexandria, VA 22313-1450

AMENDMENT

Dear Sir:

In response to the Office Action dated February 6, 2004, the time for responding having been extended by petition, please amend the above-identified application as follows:

Amendments to the claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks begin on page 6 of this document.